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OFFICE OF PETITIONS

In re Application of :
Manfred Baldauf et al :
Application No. 10/042,057 : DECISION ON PETITION
Filed: January 7, 2002 :
Attorney Docket No. GR99P8088 :

This is a decision on the petition under 37 CFR 1.137(b), filed August 21, 2006, to revive the above-identified application.

The petition is GRANTED.

The application became abandoned for failure to timely reply within the meaning of 37 CFR 1.113 to the final Office action, mailed May 20, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time were obtained under the provisions of 37 CFR 1.136(a). Accordingly, the application became abandoned on August 21, 2005. A Notice of Abandonment was mailed on November 29, 2005.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the required reply in the form of a request for continued examination, \$790 filing fee, and submission as required by 37 CFR 1.114, (2) the petition fee of \$1,500, and (3) a proper statement of unintentional delay. Accordingly, the failure to timely reply to the final Office action of May 20, 2005 is accepted as being unintentionally delayed.

This application is being referred to Technology Center AU 1746 for processing the request for continued examination and for appropriate action in the normal course of business on the submission under 37 CFR 1.114 received August 21, 2006.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

Frances Hicks
Frances Hicks
Petitions Examiner
Office of Petitions